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Attorneys for Debtors and Debtors-in-Possession

**UNITED STATES BANKRUPTCY COURT  
 DISTRICT OF NEVADA**

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

Case Nos. BK-S-06-10725 LBR  
 Case Nos. BK-S-06-10726 LBR  
 Case Nos. BK-S-06-10727 LBR  
 Case Nos. BK-S-06-10728 LBR  
 Case Nos. BK-S-06-10729 LBR

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

Chapter 11

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

Jointly Administered Under  
 Case No. BK-S-06-10725 LBR

In re:  
 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

In re:  
 USA SECURITIES, LLC,  
 Debtor.

**DEBTORS-APPELLEES'  
 STATEMENT OF ELECTION  
 PURSUANT TO 28 U.S.C §  
 158(c)(1)(B) AND FEDERAL RULE  
 OF BANKRUPTCY PROCEDURE  
 8001(e) TO HAVE APPEAL HEARD  
 BY THE DISTRICT COURT**

Affects:

- ☒ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC

Hearing: N/A  
 Hearing Time: N/A

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1 With reference to the Notice of Appeal filed on January 17, 2007 by Debt Acquisition  
2 Company of America V [Docket No. 2452], Appellees USA Commercial Mortgage Company,  
3 USA Capital First Trust Deed Fund, LLC, USA Capital Diversified Trust Deed Fund, LLC, USA  
4 Capital Realty Advisors, LLC and USA Securities, LLC, by and through undersigned counsel,  
5 hereby elect pursuant to 28 U.S.C. § 158(c)(1)(B) to have the appeal heard by the United States  
6 District Court for the District of Nevada.

7 DATED this 18th day of January, 2007.

8  
9 /s/ Jeanette E. McPherson

10 Lenard E. Schwartz (NV Bar No. 0399)  
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16 AND

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